

MESSAGE NO: 4190209 MESSAGE DATE: 07/08/2004

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-427-816, A-475-826, A-533-817,
A-580-836, A-588-847

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 02/01/2003 TO 01/31/2004

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: AUTO LIQ. OF CERTAIN CUT-TO LENGTH CARBON-QUALITY STEEL PLATE FROM FRANCE (A-427-816), INDIA (A-533-817), ITALY (A-475-826), JAPAN (A-588-847) + SO. KOREA (A-580-836)

MESSAGE NO: 4190209

DATE: 07 08 2004

CATEGORY: ADA

TYPE: LIQ

REFERENCE:

REFERENCE DATE:

CASES: A - 427 - 816

A - 533 - 817

A - 475 - 826

A - 588 - 847

A - 580 - 836

- -

PERIOD COVERED: 02 01 2003 TO 01 31 2004

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: AUTO LIQ. OF CERTAIN CUT-TO LENGTH CARBON-QUALITY STEEL PLATE FROM FRANCE (A-427-816), INDIA (A-533-817), ITALY (A-475-826), JAPAN (A-588-847) + SO. KOREA (A-580-836)

1. THE DEPARTMENT OF COMMERCE DOES NOT AUTOMATICALLY CONDUCT ADMINISTRATIVE REVIEWS OF ANTIDUMPING DUTY FINDINGS/ORDERS. INSTEAD, REVIEWS MUST BE REQUESTED IN ACCORDANCE WITH SECTION 351.213(b) OF THE COMMERCE REGULATIONS.

2. THE DEPARTMENT OF COMMERCE HAS NOT RECEIVED A REQUEST FOR AN ADMINISTRATIVE REVIEW OF THE ANTIDUMPING DUTY FINDING/ORDER FOR THE PERIODS AND ON THE MERCHANDISE LISTED BELOW, EXCEPT FOR THE

FIRMS NOTED. THEREFORE, IN ACCORDANCE WITH SECTION 351.212(c) OF THE COMMERCE DEPARTMENT REGULATIONS, YOU ARE TO ASSESS ANTIDUMPING DUTIES ON MERCHANDISE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION AT THE CASH DEPOSIT OR BONDING RATE IN EFFECT ON THE DATE OF ENTRY.

CERTAIN CUT-TO-LENGTH CARBON-QUALITY PERIOD
STEEL PLATE FROM FRANCE 02/01/2003-01/31/2004
A-427-816

LIQUIDATE ALL ENTRIES FOR ALL FIRMS

CERTAIN CUT-TO-LENGTH CARBON-QUALITY
STEEL PLATE FROM INDIA PERIOD
A-533-817 02/01/2003-01/31/2004

LIQUIDATE ALL ENTRIES FOR ALL FIRMS

CERTAIN CUT-TO-LENGTH CARBON-QUALITY
STEEL PLATE FROM ITALY PERIOD
A-475-826 02/01/2003-01/31/2004

LIQUIDATE ALL ENTRIES FOR ALL FIRMS

CERTAIN CUT-TO-LENGTH CARBON-QUALITY
STEEL PLATE FROM JAPAN PERIOD
A-588-847 02/01/2003-01/31/2004

LIQUIDATE ALL ENTRIES FOR ALL FIRMS EXCEPT:

NIPPON STEEL CORPORATION
NISSHIN STEEL
JFE STEEL CORPORATION
KAWASHO CORPORTATION
SUMITOMO METALS

KOBE STEEL COMPANY, LTD.
CHUBU STEEL PLATE CO., LTD.
THE JAPAN STEEL WORKS, LTD.
NAKAYAMA STEEL WORKS, LTD. (NAKAYAMA SEIKOSHO)
TOKYO STEEL MANUFACTURING CO., LTD.

CERTAIN CUT-TO-LENGTH CARBON-QUALITY
STEEL PLATE FROM REPUBLIC OF KOREA PERIOD
A-580-836 02/01/2003-01/31/2004

LIQUIDATE ALL ENTRIES FOR ALL FIRMS EXCEPT:

DONGKUK STEEL MILL CO., LTD.
KISCO-KOREA IRON AND STEEL CO., LTD.
UNION STEEL MANUFACTURING CO.

3. ENTRIES OF MERCHANDISE OF EXCEPTED FIRMS SHOULD NOT BE LIQUIDATED UNTIL YOU RECEIVE SPECIFIC INSTRUCTIONS AFTER THE COMPLETION OF THE ADMINISTRATIVE REVIEW. CONTINUE TO SUSPEND LIQUIDATION OF ALL ENTRIES OF MERCHANDISE EXPORTED OR PRODUCED BY THE LISTED FIRMS AND ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THIS PERIOD.

4. THESE INSTRUCTIONS CONSTITUTES THE IMMEDIATE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES FOR THE MERCHANDISE AND PERIODS LISTED ABOVE. YOU SHALL CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES FOR SUBSEQUENT ENTRIES OF THE SUBJECT MERCHANDISE AT THE CURRENT RATES.

5. THE ASSESSMENT OF ANTIDUMPING DUTIES BY THE U.S. CUSTOMS AND BORDER PROTECTION ("CBP") ON SHIPMENTS OR ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CBP PAY INTEREST ON OVERPAYMENTS AND ASSESS INTEREST ON UNDERPAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES.

THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES BEFORE THE DATE OF PUBLICATION OF THE ANTIDUMPING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE OF PAYMENT OF ESTIMATED ANTIDUMPING DUTIES THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

6. UPON ASSESSMENT OF ANTIDUMPING DUTIES, CBP SHOULD REQUIRE THAT THE IMPORTER PROVIDE A REIMBURSEMENT STATEMENT DESCRIBED IN SECTION 351.402(f)(2) OF THE COMMERCE DEPARTMENT REGULATIONS. THE IMPORTER SHOULD PROVIDE THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION OF THE ENTRY. IF THE IMPORTER CERTIFIES THAT IT HAS AN AGREEMENT WITH THE EXPORTER TO BE REIMBURSED ANTIDUMPING DUTIES, CBP SHOULD DOUBLE THE ANTIDUMPING DUTIES IN ACCORDANCE WITH THE ABOVE-REFERENCED REGULATION. ADDITIONALLY, IF THE IMPORTER DOES NOT RESPOND TO YOUR FORMAL REQUEST (VIA CF 28 OR 29) FOR THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATIONS, CBP SHOULD PRESUME REIMBURSEMENT AND DOUBLE THE ANTIDUMPING DUTIES DUE.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES PLEASE, CONTACT DAVINA HASHMI OR RON TRENTAM AT OFFICE OF AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE AT (202) 482-0984 OR (202) 482-3577, RESPECTIVELY (GENERATED BY 04:SEF).

8. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

CATHY SAUCEDA

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party